

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

**FILED**

SEP 15 2003

LEONARD GREEN, Clerk

PATRICIA KAMMEYER, individually and  
as the Representative of the Estate of Marie  
Wright Schuholz, et al.,

Plaintiff-Appellees,

v.

CITY OF SHARONVILLE, et al.,

Defendants,

ALBERT J. SCHUHOLZ,

Defendant-Appellant.

ORDER

**FILED**

SEP 16 2003

**KENNETH J. MURPHY, Clerk**  
CINCINNATI, OHIO

Before: RYAN, BOGGS, and NORRIS, Circuit Judges.

Albert J. Schuholz has filed a response to this court's decision which has been construed as a petition for rehearing. The appeal was dismissed by this court on August 8, 2003.

Upon careful consideration, this panel concludes that it did not misapprehend or overlook any point of law or fact when it issued its order. Fed. R. App. P. 40(a).

The petition for rehearing is denied. Any appeal by the appellant should be filed after the district court disposes of all parties and issues in the case.

ENTERED BY ORDER OF THE COURT

*Leonard Green*  
Clerk

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ADDED:

LEONARD GREEN, CLERK

*M. Davis*  
DEPUTY CLERK